IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.32577 of 2008
BIRENDRA BHAGAT
Versus
STATE OF BIHAR
---

2. 6.8.2008. Heard the learned counsel for the petitioner and counsel appearing on behalf of the State.

The petitioner's bail application under Sections 302,307,325,326,147,148,149 and 504 of the Indian Penal Code was earlier rejected on 13.11.2007.

Learned counsel for the petitioner submits that the post mortem report reveals that due to the head injury the deceased died.

The allegation against the petitioner is that he assaulted by a 'Kudal' on the 'Pakhura' of the deceased. The petitioner has remained in custody since May, 2007. It is a very short time. Learned counsel also submits that there is a case and counter case due to land dispute between the parties.

In the circumstances, I am not inclined to grant bail to the petitioner.

The bail application of the petitioner is rejected.

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U.K. **(Sheema Ali Khan,J)**